

BEFORE THE  
STATE BOARD OF REGISTRATION FOR THE HEALING ARTS  
STATE OF MISSOURI

STATE BOARD OF REGISTRATION  
FOR THE HEALING ARTS,

Petitioner,

v.

DANIEL F. WARD, M.D.,

Respondent.

Case No. 2001-003318

**FINDINGS OF FACT, CONCLUSIONS OF LAW  
AND DISCIPLINARY ORDER**

This matter appears before the State Board of Registration for the Healing Arts pursuant to a Complaint filed in the above-styled case. Pursuant to a Notice of Automatic Revocation Hearing, a hearing was held on Friday, July 18, 2003, at the Sheraton St. Louis City Center, St. Louis, Missouri. The Board was represented by Assistant Attorney General William Vanderpool. Assistant Attorney General Nicole Sublett served as the Board's legal advisor. Respondent was present for the hearing and was not represented by counsel. During the hearing, the Board reviewed all evidence presented by Petitioner. The Board considered the exhibits and evidence in reaching its decision.

**FINDINGS OF FACT**

1. The State Board of Registration for the Healing Arts is an entity created under § 334.120, RSMo, for the purpose of enforcing the provisions of Chapter 334, RSMo, by registering, licensing, and supervising all physicians and surgeons.

2. Section 334.103, RSMo 2000, states, in pertinent part:

1. The license of a physician shall be automatically revoked at such time as the final trial proceedings are concluded whereby a physician has been adjudicated and found guilty, or has entered a plea of guilty or *nolo contendere*, in a felony criminal prosecution under the laws of the state of Missouri, the laws of any other state, or the laws of the United States of America for any offense reasonably related to the qualifications, functions or duties of a physician, or for any felony offense, an essential element of which is fraud, dishonesty or an act of violence, or for any felony offense involving moral turpitude, whether or not sentence is imposed.... The license of any such physician shall be automatically reinstated if the conviction or the revocation is ultimately set aside upon final appeal in any court of competent jurisdiction.

3. Daniel F. Ward, M.D., (hereinafter "Respondent") is licensed by the Board, license number R7602. Respondent's certificate of registration is not current.

4. On or about June 12, 2003, Notice of Automatic Revocation Hearing was delivered to Respondent via certified mail, return receipt requested, number 7002 2030 0005 4701 5071.

5. On or about November 8, 2001, Respondent entered a plea of guilty to six (6) felony counts of Health Care Fraud in the case *United States of America v. Daniel Ward*, Case number 01-00060-01-CR-W-HFS, in the United States District Court for the Western District of Missouri, Western Division.

6. The felony offense of Health Care Fraud is an offense, an essential element of which is fraud and dishonesty.

7. The felony offense of Health Care Fraud is an offense which involves moral turpitude.

8. The felony offense of Health Care Fraud is an offense reasonably related to the

qualifications, functions or duties of a physician.

### CONCLUSIONS OF LAW

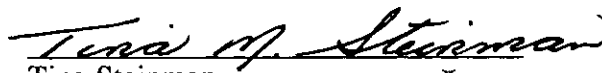
1. Revocation is authorized in this State pursuant to § 334.103, RSMo.
2. The findings of fact as set forth herein show cause for this Board to revoke Respondent's license pursuant to §334.103, RSMo.

### DECISION AND DISCIPLINARY ORDER

Pursuant to the above Findings of Fact and Conclusions of Law, IT IS HEREBY ORDERED that upon the effective date of this Order, Respondent's license, number R7602, to practice the Healing Arts in the State of Missouri shall be and is hereby REVOKED. Respondent is directed to immediately return to the Board his wall-hanging certificate, license and pocket card, and all other indicia of licensure.

IT IS SO ORDERED, effective this 24 day of July, 2003.

STATE BOARD OF REGISTRATION  
FOR THE HEALING ARTS

  
Tina Steinman  
Executive Director